

**GOVERNMENT OF ANDHRA PRADESH**

**ABSTRACT**

Forest Department - Diversion of 4.90 ha. of Forest Land in Compt.No.213 of Paradarmi RF of Chittoor (W) Division, Yadamarri (M ) of Chittoor District for extraction of black granite, in favour of M/s Divya Granites - Permission accorded- Orders - issued.

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ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (FOR.I) DEPARTMENT

**G.O.Ms.No. 195**

**Dated: 25 -11-2010**

**Read the following:-**

1. From PCCF, A.P, Hyderabad Lr.Rc.No.0009/2006/F2, Dated: 10-11- 2007.
- 2 State Government letter No.8759/For.I (1)/2007-1, Dated: 17-11-2007.
- 3 From GOI, MoEF, Bangalore, Lr.No.4-APB 432/2007-BAN/2348, Dated:1-5-2008.
- 4 State Government letter No.8759/For.I (1)/2007, Dated: 21-10-2010.
5. From GOI, MoEF,Bangalore, Lr.No. 4-APB432/2007-BAN/8173, Dt.18-11-2010.

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**ORDER:**

The Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad in his letter 1<sup>st</sup> read above had submitted a proposal under Forest (Conservation) Act, 1980, for diversion of 4.90 ha. of Forest Land in Compt.No.213 of Paradarmi RF of Chittoor (W) Division, Yadamarri (M ) of Chittoor District for extraction of black granite, in favour of M/s Divya Granites and requested to forward the same to Government of India, Ministry of Environment & Forests for their approval under Section-2 of Forest (Conservation) Act, 1980.

2. The said proposal has been sent to Government of India for their approval under Forest (C ) Act, 1980 vide State Government letter 2<sup>nd</sup> read above. The Government of India in their letter 3<sup>rd</sup> read above, have accorded their approval in principal (Stage.I) for the proposal, subject to compliance of certain conditions. The State Government vide letter 4<sup>th</sup> read above, have furnished a compliance report on the conditions stipulated by the Government of India.

3. The Government of India in their letter 5<sup>th</sup> read above, have accorded their approval (Stage.II) under Section-2 of Forest (Conservation) Act, 1980, for diversion of 4.90 ha. of Forest Land in Compt.No.213 of Paradarmi RF of Chittoor (W) Division, Yadamarri (M ) of Chittoor District for extraction of black granite, in favour of M/s Divya Granites, for a period of 10 years, subject to certain conditions.

4. The Government after careful examination of the proposal, hereby accord permission to the Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad for diversion of 4.90 ha. of Forest Land in Compt.No.213 of Paradarmi RF of Chittoor (W) Division, Yadamarri (M ) of Chittoor District, for extraction of black granite, in favour of M/s Divya Granites, for a period of 10 years, subject to the following conditions:-

1. The legal status of the forest land shall remain unchanged.
2. The demarcation of 4.90 ha. of forest area shall be carried out by erecting cement concrete pillars duly numbered at an interval of 20 meters at the cost of user agency leaving minimum width of 7.5 meters of forest land from the inner boundary of the RF line and 15 meters of forest land from adjoining lease area, if any.

3. The Compensatory Afforestation shall be raised over 4.90 ha. identified non-forest land in Survey.No.872/1, 872/2 and 886 of K.V.Palle (V) & (M) of Chittoor District at the cost of user agency. The State Government shall obtain prior permission of Central Government for change of location and schedule of Compensatory Afforestation site, if any.
4. Non forest land for Compensatory Afforestation shall be notified by the State Government as P.F./R.F. and Nodal Officer (FCA) shall report the compliance within 6 months.
5. The user agency shall maintain area upto 7.5 meters as safety zone area all along the boundary outside the lease area as per the guidelines issued under Forest (Conservation) Act, 1980. The State Government shall maintain safety zone and will also raise and maintain the plantation over an area, one and half times of the extent of the safety zone in degraded forest land elsewhere at the project cost.
6. Additional amount of Net Present Value (NPV) for the diverted forest land if any, due as per the orders of the Hon'ble Supreme Court dated 28.03.2008 and 09.05.2008 in IA.Nos.826 in 566 with related IA's in Writ Petition (Civil) No.202/1995 shall be realized from the user agency and transferred to Ad-hoc CAMPA in account number CA-1578 of Corporation Bank, block-II, CGO Complex, Phase-1, Lodhi Road, New Delhi – 110 003 under intimation to this office.
7. No waste material from the mining lease area will be allowed to fall /spread in the adjoining forest area. A deep trench of about 2 mts. width with 1.5 to 1.75 mts. depth shall be dug up all along the boundary of the applied area with excavated earth kept on the outer side of the trench and where the cutting of deep trench is not possible, a stone wall of 1.5 to 1.75mts. height with sufficient width be formed to stop spread of any waste materials in the forest area outside the leased area. The above work shall be undertaken by the user agency at their own cost before commencement of mining operation. In case, any spread of waste material in the adjoining forest area is found, the approval for mining may be revoked by the Government without assigning any reason thereof.
8. The entire forest area upto the R.F. boundary line, surrounding the applied area shall be appropriately fenced and rehabilitated at the cost of user agency as per the detailed plan prepared by the Forest Department.
9. Suitable species like Neem etc. shall be planted along both sides of the proposed road over a width of 50 mts. to create a tree belt to minimize the pollution effect at the cost of user agency.
10. No excavation of pits/collection of material will be allowed for construction of road from the forest land other than the width of the approach road applied with the project.
11. Latest technology shall be used for mining to minimize the adverse impacts of mining including pollution/noise effects.
12. Mining shall be allowed during day hours only. No mining will be taken up during night hours.
13. The mining shall be done as per the mining plan approved by IBM and in strict compliance of all relevant acts and rules.

14. Soil conservation measures shall be taken up at the cost of user agency.
  15. The forest area shall be used for the purpose of mining, storage of materials and OB dumps only. No permanent buildings or labour sheds should be constructed in the leased area.
  16. Reclamation plan shall be implemented by the user agency from the very first year of mining and an annual report shall be sent to the Nodal Officer, Andhra Pradesh and the Regional Office, Bangalore.
  17. The consent of Andhra Pradesh Pollution Control Board (APPCB) shall be obtained under Air and Water Act before commencement of mining operation and it shall be renewed annually.
  18. A comprehensive monitoring shall be done at the end of five years to study the impact of mining on the surrounding flora and fauna and its watershed. If it is found that the lessee has violated or is not complying with the stipulated conditions, then the approval given under the Forest (Conservation) Act, 1980 shall be revoked.
  19. The total forest area utilized for the project shall not exceed 4.90 ha. In case the land is not taken over by the user agency or the same is not used for the stipulated purpose within a period of two years, then the area shall be taken back by the Forest Department.
5. The Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad is directed to take further necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

JANAKI R.KONDAPI,  
SPECIAL CHIEF SECRETARY TO GOVERNMENT.

To  
The Principal Chief Conservator of Forests,  
Andhra Pradesh, Hyderabad.

Copy to:

The Chief Conservator of Forests (C )  
Government of India, Ministry of Environment & Forests,  
Regional Office (Southern Zone) Kendriya Sadan, IV Floor E & F Wings,  
17<sup>th</sup> Main Road, II Block, Koramangala, BANGALORE-560 034.

M/s. Divya Granites, Plot.No.38, Castle Hills, Road No.2,  
Near NMDC Buildings, Vijayanagar Colony, Hyderabad.  
SF/SC

//FORWARDED BY ORDER//

SECTION OFFICER